

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DISTRICT**

MERCEDES BENZ USA LLC,  
Plaintiff,

v.

DANIEL BOMBARDIER,  
  
Defendant.

2:19-CV-10951-AC-EAS  
Honorable Avern Cohn  
District Court Judge

Honorable Elizabeth A. Stafford  
Magistrate Judge

<p><b>DECLARATION OF DEFENDANT DANIEL BOMBARDIER IN SUPPORT OF MOTION TO DISMISS</b></p>
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I, Daniel Bombarider, hereby declare as follows:

1. I am a defendant in this action. I have personal knowledge of the facts set forth herein, and if called to testify, could and would competently do so.

2. I am an artist, and I produce works under the pseudonym Denial. In 2017 I created a mural on Mike's Coney Island Restaurant, at 2719 Russell Detroit, MI 48207 as part of the annual Murals in the Market art festival in downtown Detroit.

3. The mural I created for the festival is not registered with the United States Copyright Office, and I have not applied for registration of the mural.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed April 23, 2019, at Detroit, Michigan.

\_\_\_\_\_  
/s/

Daniel Bombardier

**Certificate of Service**

I certify that on April 24, 2019, I electronically filed the foregoing paper with the Clerk of the Court using the EFC system which sends notification of such filing to all counsel of record.

/s/ Lisa Kwiecinski

Lisa Kwiecinski

Legal Assistant

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